

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2992.10US04

Peterson et al.

Confirmation No.: 4852

Application No.: 10/603,397

Patent No.: 7,112,214 B2

Filed: June 25, 2003

Issued: September 26, 2006

For: DYNAMIC BIOABSORBABLE FASTENER FOR USE IN WOUND CLOSURE

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FOURTH STATUS INQUIRY REGARDING PETITION TO CORRECT INVENTORSHIP

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In connection with the above-referenced application, please indicate when a response can be expected to the **Petition Under 37 CFR 1.324 to Correct Inventorship on an Issued Patent – Adding Inventor** (copy attached) that was filed November 30, 2007, can be expected.

Respectfully submitted,



Brad Pedersen  
Registration No. 32,432

Customer No. 24113  
Patterson, Thunte, Skaar & Christensen, P.A.  
4800 IDS Center  
80 South 8th Street  
Minneapolis, Minnesota 55402-2100  
Telephone: (612) 349-5774

*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*



**COPY**

ISSUED PATENT

DACT  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.2992.10US04

PETERSON ET AL.

Confirmation No.: 4852

Patent No.: 7,112,214

Application No.: 10/603,397

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PETITION UNDER 37 CFR 1.324 TO CORRECT INVENTORSHIP  
ON AN ISSUED PATENT - ADDING INVENTOR

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

On application of all the parties and assignees, the above-identified issued patent is hereby requested to be corrected by adding the name of the omitted inventor. Specifically, David B. Herridge is requested to be added as an inventor of the subject matter of the above-identified issued patent.

A Statement from the added inventor, a Statement from the current named inventors, and a Statement from all assignees of the parties, are attached.

A check in the amount of \$130.00 to cover the required processing fee under 37 CFR 1.20(b) is enclosed.

12/04/2007 CMGAL 00000100 10603397

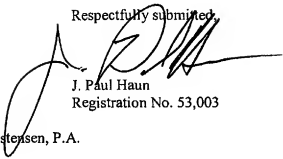
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Patent No. 7,112,214

Respectfully submitted,

  
J. Paul Haun  
Registration No. 53,003

Customer No. 24113  
Patterson, Thunte, Skaar & Christensen, P.A.  
4800 IDS Center  
80 South 8th Street  
Minneapolis, Minnesota 55402-2100  
Telephone: (612) 349-349-3009

*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

11/30/07  
Date of Deposit

  
J. Paul Haun



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: 2992.10US04

PETERSON ET AL.

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CONSENT OF ASSIGNEE TO CHANGE IN INVENTORSHIP

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

1. I, as the undersigned, am an officer of Incisive Surgical, Inc., a corporation organized and existing under the laws of the State of Minnesota and having its principal offices at 14405 21<sup>st</sup> Ave. N., Suite 130, Plymouth, MN 55447-4685, and am authorized to act in behalf of Incisive Surgical, Inc.

2. Incisive Surgical, Inc., is the assignee of the entire interest in the above-identified U.S. patent application. Copies of assignment documents are recorded at reel/frame 014671/0273.

3. Incisive Surgical, Inc., hereby consents to the change in inventorship with respect to the above-identified U.S. patent application from James A. Peterson, Christopher J. Sperry, Joseph M. Gryskiewicz, and Delmer L. Smith to James A. Peterson, Christopher J. Sperry, Joseph M. Gryskiewicz, Delmer L. Smith and David B. Herridge.

**COPY**

Patent No.: 7,112,214

4. The error in inventorship now being corrected occurred without deceptive intent.

5. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and patent issued thereon.

Date

4/16/07

John L. Shannon, Jr.

President and Chief Executive Officer

Title

*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.*

**CERTIFICATE OF MAILING**

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231-0001

Date of Deposit

11/29/07

Paul Haun

11/30/07 JPA

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ISSUED PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2992.10US04

PETERSON ET AL.

Confirmation No.: 4852

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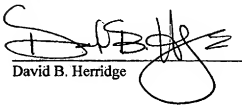
ADDED INVENTOR'S STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

David B. Herridge, a citizen of the United States of America, presently residing in Mendota Heights, Minnesota, USA, does hereby state that the inventorship error omitting me as an inventor on U.S. Patent No. 7,112,214 occurred without any deceptive intention on my part. Accordingly, I hereby request to be added as a named inventor on said application.

Added Inventor:

  
David B. Herridge

26 OCTOBER 2007  
Date



**COPY**

ISSUED PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.2992.10US04

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CURRENT NAMED INVENTOR'S STATEMENT

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, James A. Peterson, a citizen of the United States of America, presently residing in Edina, Minnesota, and currently named on U.S. Patent No.7,112,214 hereby state that I hereby agree to the change of the inventorship on the patent named above, adding David B. Herridge as an inventor.

Current Named Inventor:

  
James A. Peterson

11-7-07  
Date



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Attorney Docket No.2992.10US04

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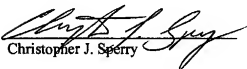
CURRENT NAMED INVENTOR'S STATEMENT

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Christopher J. Sperry, a citizen of the United States of America, presently residing in Plymouth, Minnesota, and currently named on U.S. Patent No.7,112,214 hereby state that I hereby agree to the change of the inventorship on the patent named above, adding David B. Herridge as an inventor.

Current Named Inventor:

  
Christopher J. Sperry

10-26-07  
Date





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In re the application of:

Attorney Docket No.2992.10US04

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CURRENT NAMED INVENTOR'S STATEMENT

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Joseph M. Gryskiewicz, a citizen of the United States of America, presently residing in Edina, Minnesota, and currently named on U.S. Patent No.7,112,214 hereby state that I hereby agree to the change of the inventorship on the patent named above, adding David B. Herridge as an inventor.

Current Named Inventor:

Joseph M. Gryskiewicz  
Joseph M. Gryskiewicz

10.31.7  
Date



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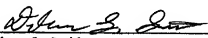
CURRENT NAMED INVENTOR'S STATEMENT

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Delmer L. Smith, a citizen of the United States of America, presently residing in Edina, Minnesota, and currently named on U.S. Patent No.7,112,214 hereby state that I hereby agree to the change of the inventorship on the patent named above, adding David B. Herridge as an inventor.

Current Named Inventor:

  
Delmer L. Smith

11/14/07  
Date